

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

BOB LEWIS VOLKWAGEN,  
  
Plaintiff,  
  
v.  
  
UNIVERSAL UNDERWRITERS  
GROUP, ET AL.,  
  
Defendants.

Case No.: C 06-07332 RMW (PVT)

**ORDER RE CONFIDENTIALITY  
AGREEMENT AND STIPULATED  
PROTECTIVE ORDER**

On September 17, 2008, the parties filed their confidentiality agreement and stipulated protective order governing the parties' respective disclosures of certain confidential material in the above-captioned action. Having reviewed the proposed stipulated protective order, the court finds the following deficiencies:

- (1) the stipulated protective order fails to reference that confidential material must qualify for protection under the standards developed under Rule 26(c);
- (2) the stipulated protective order fails to provide the appropriate procedures for requesting confidential materials be filed under seal pursuant to Civ. L.R. 79-5;
- (3) the court is not required to return sealed materials at the conclusion of the action;

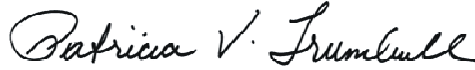
1 and

2 (4) the stipulated protective order may not be modified solely by agreement of the  
3 parties.

4 In addition, the parties are advised to review the model stipulated protective order on the court's  
5 website located at <[www.cand.uscourts.gov](http://www.cand.uscourts.gov)>.

6 IT IS SO ORDERED.

7 Dated: *October 10, 2008*

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9 PATRICIA V. TRUMBULL  
United States Magistrate Judge

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